UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
CENTRAL DIVISION

In RE: Michael F Casey Debtor.	Case No.: 16-41454 CJP Chapter: 13

MOTION BY DEBTOR'S COUNSEL FOR INTERIM COMPENSATION UNDER 11 U.S.C. §331; and
MOTION ALLOW ADMINISTRATIVE CLAIM

Now Comes, Robert W. Kovacs, Jr., counsel for Michael F Casey and applies and moves this court for an award of compensation in the amount of $3,500 with an outstanding balance of $2,285.00 for legal services rendered in this matter from August 2016 too present and order the Chapter 13 Trustee to make an interim disbursement of compensation to counsel as soon as practical after allowance of this motion, under §331 to the extent possible after subtracting any outstanding trustee commissions. In support thereof Counsel states as follows:

1. Debtor commenced this case on August 18, 2016 by filing a petition under Chapter 13 of the United States Bankruptcy Code.
2. The §341 meeting was first scheduled for October 7, 2016.
3. The Debtor's Chapter 13 Plan is not yet confirmed.
4. At the time of filing this case Counsel was paid $1,215.00 and has represented the Debtor's throughout the course of his bankruptcy and will continue to represent the Debtor.

5. Debtor included an administrative expense for attorney's fees in his Chapter 13 plan in the amount of $3,785.00.
6. To date no administrative fees have been paid from the Debtor's Chapter 13 Plan as the Plan is not yet confirmed.
7. Counsel waives $500 of said fee as it was intended for post confirmation work and an additional $1,000 as fees were anticipated to exceed the "no-look" fee. However, since this matter did not make it the full length of the plan fees were less than anticipated.
8. As such the outstanding due counsel is as follows:

Legal Fees:	$3,500.00
Amount Paid by Debtor:	$1,215.00
Total Due Counsel	$2,285.00

9. Upon information and belief, the Standing Chapter 13 Trustee has received $2,900.00 from the Debtor and is currently holding $2,631.74 as the Debtor's Plan is not yet confirmed.
10. Counsel will continue to represent the Debtor throughout the course of his case.
11. 11 U.S.C. §331 provides:

> … a debtor's attorney … may apply to the court not more than once every 120 days after an order for relief in a case under this title, or more often if the court permits, for such compensation for services rendered before the date of such an application or reimbursement for expenses incurred before such date as is provided under section 330 of this title. After notice and a hearing, the court may allow and disburse to such applicant such compensation or reimbursement.

12. Counsel has not received any disbursements from the Chapter 13 Plan or any other payment.
13. Counsel has not submitted any prior motion for interim disbursement.

Wherefore, Counsel for the Debtor prays that this Honorable Court:

a. Allow and grant this Motion;
b. Allow an award of compensation in the amount of $3,500.00 for legal services rendered in this matter from August 2016 too present;
c. Find that the outstanding due counsel from Debtor is $2,285.00
d. Order the Chapter 13 Trustee, to the extent possible after paying all outstanding trustee commissions, to make an interim disbursement of compensation to Debtor's Counsel in the amount of $2,285.00, under §331, as soon as particle; and
e. Order any other relief that is fair and equitable.

Dated: February 9, 2017

Respectfully submitted,

/s/ Robert W. Kovacs, Jr.
Counsel for the Debtor
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CERTIFICATE OF SERVICE

Upon information and belief, the above was served electronically to the following parties via the Court's ECF system:

- United States Trustee
- Standing Trustee
- Richard Mulligan and Joshua Ryan for **Nationstar Mortgage LLC**

I further certify that I have served the same by mailing the same document via the USPS, postage prepaid, first class mail, on February 9, 2017:

Michael F Casey
400 Clark St
Gardner, MA 01440

Dated: February 9, 2017

Respectfully submitted by,

/s/ Robert W. Kovacs, Jr.
Counsel for the Debtor
MA BBO No. 671497